IN THE UNITED STATES PATENT AND TRADEMARK OFFICE In re Patent Application of:

Jack Hetherington

Application No.: 09/684,205

Filed: October 6, 2000

For: MOVING DIELECTRIC CAPACITIVE

SENSOR

Confirmation No.: 2529

Art Unit: 2673

Examiner: J. H. Nguyen

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed January 9, 2007, Applicant hereby provisionally elects Species II, as illustrated in Figure 5, reading on claims 1-3, 6, 11, 12, 15, 16, 18, 19, 21, 22, 27, 28 and 36 for continued examination.

If the Examiner wishes to contact Applicant's attorney, he may be reached at the telephone and/or facsimile numbers provided below.

Dated: January 23, 2007

Respectfully submitted.

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